



## Minutes

**Regular Meeting of the Lompoc City Council  
Tuesday, August 17, 2021  
City Hall, 100 Civic Center Plaza, Council Chamber**

THE COUNTY OF SANTA BARBARA REQUIRES A FACE MASK BE WORN BY ALL INDIVIDUALS, WHETHER VACCINATED OR UNVACCINATED, IN INDOOR PUBLIC SETTINGS, EFFECTIVE AUGUST 6, 2021. (COUNTY HEALTH OFFICER ORDER NO. 2021-10.3) **ALL ATTENDEES MUST WEAR MASKS AT THE CITY COUNCIL MEETING.**

The City Council meeting will be broadcast live on Comcast Channel 23 and the radio at KPEG 100.9 FM, and livestreamed on the internet at [www.cityoflompop.com](http://www.cityoflompop.com) (Click the "City Council" button, and then "View City Council Meeting Videos").

If you choose not to attend in-person but wish to make a comment during oral communications or on a specific agenda item, you may call (805) 875-8201 before the close of public comment on the agenda item. You will be provided 3 minutes for your comment.

Alternatively, you may submit comments via email to [s\\_haddon@ci.lompoc.ca.us](mailto:s_haddon@ci.lompoc.ca.us) not later than 4:00pm on Tuesday, August 17, 2021.

Pursuant to State Law, any member of the public may address the City Council concerning any Item on the Agenda. Please be aware that Items on the Consent Calendar are considered to be routine and are normally enacted by one vote of the City Council. If you wish to speak on a Consent Calendar Item, please do so during "Public Comment on Consent Calendar Items".

"Members of the Public are Advised that all **CELLULAR TELEPHONES and any OTHER COMMUNICATION DEVICES** are to be **turned off** upon entering the City Council Chambers."

Regular City Council meetings will be videotaped and available for review on the City's website by the end of the day on the Thursday following the City Council Meeting. **The Agenda and related Staff reports are available on the City's web site: [www.cityoflompop.com](http://www.cityoflompop.com) the Friday before Council meetings between 9:00 a.m. and 5:00 p.m.**

Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available the Friday before Council meetings at the City Clerk's Office at City Hall, 100 Civic Center Plaza, Monday through Friday between 9 a.m. and 5 p.m. and at the Information Desk at the Lompoc Library, 501 E. North Avenue, Lompoc, California, Monday - Thursday between 10 a.m. and 7 p.m. and Friday and Saturday between 1 p.m. and 5 p.m. The City may charge customary photocopying charges for copies of such documents.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, including review of the Agenda and related documents, please contact the City Clerk at (805) 875-8241 as soon as possible prior to the meeting. This will allow time for the City to make reasonable arrangements to ensure accessibility to the meeting.

**CLOSED SESSION**

**OPEN SESSION – 6:05 P.M. – Council Chamber**

**Council Members Present:** Victor Vega, Dirk Starbuck, Gilda Cordova, Jeremy Ball, and Mayor Jenelle Osborne.

**Staff Present:** City Manager Jim Throop, City Clerk Stacey Haddon, City Attorney Jeff Malawy, and Human Resources Manager Gabriel Garcia.

**ORAL COMMUNICATIONS:** None

**CLOSED SESSION – City Council Conference Room**

**BUSINESS ITEM:**

1. **CONFERENCE WITH LABOR NEGOTIATORS:** City Designated Representatives: Dean Albro, Jim Throop, Gabriel Garcia, Jeff Malawy. Employee Organization: International Brotherhood of Electrical Workers, Local 1245 (IBEW)
2. **CONFERENCE WITH LABOR NEGOTIATORS:** City Designated Representatives: Dean Albro, Jim Throop, Jeff Malawy. Employee Organization: Management, Supervisory, and Confidential Employees (MS&C)

**OPEN SESSION - 6:30 P.M. – Council Chamber**

**Council Members Present:** Victor Vega, Dirk Starbuck, Gilda Cordova, Jeremy Ball, and Mayor Jenelle Osborne.

**Staff Present:** City Manager Jim Throop, City Clerk Stacey Haddon, City Attorney Jeff Malawy, Management Services Director Dean Albro, Human Resources Manager Gabriel Garcia, Fire Chief Alicia Welch, Planning Manager Brian Halvorson, Utility Director Charles Berry, and Community Development Director Christie Alarcon.

**Others Present:** Deb Andrews, John McReynolds, Samir Abdelnour, and Bindu Kamal.

**ORAL COMMUNICATIONS:** None

**REPORT ON ACTION TAKEN DURING CLOSED SESSION:**

City Attorney Jeff Malawy announced no reportable action was taken during the closed session.

Pastor Bernie Federmann gave the invocation and Mayor Jenelle Osborne led the **Pledge of Allegiance**.

**PRESENTATIONS:**

City Clerk Stacey Haddon officiated the Official Swearing-in Ceremony for Newly Appointed Fire Chief Alicia Welch

**BREAK:**

At 6:48 P.M. Mayor Osborne announced a brief recess. At 7:10 P.M., the meeting reconvened with all Council Members present.

**CITY MANAGER REPORT:** (Information only)

- **List of City expenditures**
  - July 12 – 16, 2021 - \$744,806.39
  - July 19 – 23, 201 - \$2,456,518.44
  - Payroll July 23, 2021 - \$1,649,036.77

City Manager Jim Throop announced TAP-TV new employee Alex Amiot will be responsible for the broadcasting and recording of the City Council Meetings; reminded all Lompoc citizens to flip their ballots over to be able to vote on the Measure Q2021 item; and introduced Ginger Butcher from the National Aeronautics and Space Administration (NASA). Ms. Butcher (via phone) provided a presentation on the NASA Landsat 9 Launch Week.

**PUBLIC COMMENT ON CONSENT CALENDAR ITEMS (Max of 3 Minutes):** None

Council Member Starbuck asked if the County has a site open for animal control services inside the City. City Manager Throop stated the building on West Central Avenue in Lompoc, is currently closed to the public. Mayor Osborne explained the County does offer to have your pet delivered to Lompoc if needed.

**CONSENT CALENDAR:**

**ACTION:** Motion/Second: Ball/Starbuck. By a 5-0 vote, Council:

1. Approved the Minutes of the Lompoc City Council Regular Meeting of August 3, 2021
2. **Approval of Changes to Agreement with County of Santa Barbara for Animal Control Services for Fiscal Year 2021-22.**

Approved the changes and then authorize the City Manager to execute a one-year Agreement for Animal Control Services (Agreement) for Fiscal Year (FY) 2021-22 with County of Santa Barbara (County) through their Animal Services Division in the total amount of \$334,984.

**STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS:** None

**ORAL COMMUNICATIONS (3 Minutes Maximum):**

1. Deb Andrews spoke against the Santa Barbara County Public Health Department requirement for all persons to wear a mask in all indoor settings.
2. John McReynolds requested Council discuss funding for a van to the Lompoc Crisis Assistance Helping out on the Streets (CAHOOTS), which will allow CAHOOTS to provide a crisis response team which will support the Lompoc public safety personnel during emergency calls; and he encouraged all Lompoc citizens to vote yes on Measure Q2021.
3. Leah (via phone), encouraged all persons to get the COVID vaccine.

**APPOINTMENTS:**

3. **Seek Direction of the Lompoc City Council on the Appointment of One or Two Council Members to participate on the Electric Utility Strategic Business Plan Advisory Committee.**

Utility Director Charles Berry presented the Staff report and recommendations.

Council Member Starbuck asked if the City's Utility Commission is involved in this committee. Utility Director Charles Berry stated the Utility Commission will become involved in this item.

**ACTION:** Motion/Second: Mayor Osborne/Starbuck. By a 5-0 vote, Council appointed Council Members Ball and Cordova to the Electric Utility Strategic Business Plan Advisory Committee.

**PUBLIC HEARING:**

- 4. Adoption of Resolution No. 6445(21) Amending Environmental Review Guidelines and Traffic Study Guidelines (TA 21-02) Incorporating California Environmental Quality Act (CEQA) Thresholds of Significance to Establish Vehicle Miles Traveled (VMT)**

Planning Manager Brian Halvorson introduced Jim Damkowitch of DKS Associates, and Mr. Damkowitch presented a Power Point Presentation for this item.

Council discussed this matter briefly.

**Public Comment:**

1. Deb Andrews expressed concern about this item pushing the City into a communist model and encouraged Council to vote no.

Council Member Cordova asked if the City could vote no on this item. City Attorney Jeff Malawy explained the State has adopted laws which the City is required to follow and if this matter is not adopted, the City would be in violation of State laws.

**ACTION:** Motion/Second: Mayor Osborne/Ball. By a 4-1 vote (Council Member Vega voted No), Council held a public hearing; adopted Resolution No. 6445(21) Amending Environmental Review Guidelines and Traffic Study Guidelines incorporating California Environmental Quality Act thresholds of significance to establish Vehicle Miles Traveled.

- 5. Decision and Direction Regarding the Appeal by the Lompoc Artificial Kidney Center, LLC, of Waste Discharge Permit I-0013 and Utility Director's Ruling on Request for Reconsideration in Accordance with Lompoc Municipal Code, sections 1.32.010 and 13.16.130; Adoption of Resolution No. 6399(21).**

Utility Director Charles Berry stated for the record, the City Attorney will be representing the City and City Staff. Mr. Berry gave a summary of the matter and presented Staff recommendations.

Samir Abdelnour, attorney for the Lompoc Artificial Kidney Center, spoke in opposition of adoption of Resolution No. 6399(21), and asked Council to grant the appeal and invalidate the waste discharge permit I-0013.

Council discussed this matter at length.

**Public Comment:**

1. Deb Andrews and Ron Copper encouraged Council to collaborate and work with the Kidney Center for a reasonable solution.
2. Terry Hammonds expressed his concern about the Kidney Center closing.
3. (Name not provided), gave praise to the Kidney Center for the care she has received as a dialysis patient.

The Council continued to discuss this matter.

Samir Abdelnour requested Council grant the appeal, invalidate the permit and give the Kidney Center 45 – 60 days without any City action against the Center.

Dr. Bindu Kamal spoke about the Kidney Center and expressed her concern about the possible decline in the Center's ability to service its clients.

Council discussed the request from Mr. Abdelnour, the City's responsibility to abide by State and Federal guidelines, and how to help the Center become compliant.

**PUBLIC HEARING:** (cont'd)  
Item No. 5 - Action

**ACTION:** Motion/Second: Mayor Osborne/Starbuck By a 5-0 vote, Council held a public hearing to hear the Lompoc Artificial Kidney Center, LLC (LAKC) owner's appeals of Waste Discharge Permit I-0013 and of the Utility Director's Rulings on Requests for Reconsideration; adopted Resolution No. 6399(21) with the addition of the following language:

***WHEREAS, the City acknowledges and appreciates LAKC's disconnection of its water softener as one step in coming into compliance with the permit, which may lead to a reduction in pollutant discharge levels, subject to further sampling.***

Denied the appeal and upheld the Utility Director's decisions; suggested to City Staff to take no action on this matter for 90 calendar days; directed the Center to provide a copy of the final Environmental Protection Agency (EPA) findings regarding the Center to the City as soon as possible; and requested City Staff provide estimates of cost if available and a list of possible contractors for required updates to the Center that will help the Center come into voluntary compliance with the Waste Discharge Permit I-0013.

**BREAK:** At 10:43 P.M. Mayor Osborne announced a brief recess. At 10:47 P.M., the meeting reconvened with all Council Members present.

At 10:48 P.M., Mayor Osborne motioned to extend the meeting 30 minutes past the 11:00 P.M. deadline. The motion was seconded by Council Member Ball and approved by a 4-1 vote (Council Member Vega voted No)

**NEW BUSINESS:**

**6. Introduction of Ordinance No. 1684(21) Prohibiting the Feeding of Wild Animals in City Parks and on Public Property.**

City Attorney Jeff Malawy presented the Staff report and recommendations.

Council Member Vega asked if signage will be installed helping inform and educate the public. Community Development Director Christie Alarcon answered yes.

Council Member Starbuck asked if an estimate for repair to the closed parking lot at Beattie Park is available for review. Community Development Director Christie Alarcon explained the location will need to be assessed and reviewed by a structural engineer and then an estimate for repair could be provided, but there is no funding available for the engineer.

**Public Comment:**

1. Deb Andrews complained about this proposed ordinance, stating she believes this is government over-reach.

**ACTION:** Motion/Second: Mayor Osborne/Cordova. By a 5-0 vote, Council introduced, for first reading by title only with further reading waived, Ordinance No. 1684(21), Prohibiting the Feeding of Wild Animals in City Parks and Public Property.

**WRITTEN COMMUNICATIONS:** None

**ORAL COMMUNICATIONS (2 Minutes Maximum):** None

**COUNCIL COMMENTS AND MEETING REPORTS:**

Council Member Ball encouraged all citizens to vote on September 14, 2021, and research the ballot measure on the City's ballot.

Mayor Osborne reported she attended several meetings including a meeting with US Congressman Salud Carbajal and City Manager Jim Throop, and a meeting with Senator Monique Limon's representative; announced the City's Aquatic Center will be closed for maintenance through August 20, 2021, and stated the Santa Barbara County Arts Commission is now accepting applications for the arts making impact (ami) grant.

**ADJOURNMENT:** At 10:57 P.M. Mayor Osborne adjourned the Lompoc City Council to a Regular City Council Meeting on September 7, 2021, in City of Lompoc Council Chamber.

Respectfully, submitted to Council for review on September 1, 2021 by: \_\_\_\_\_  
Stacey Haddon, City Clerk